

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, August 17, 1939.

The City Council convened in regular session at the regular meeting place in the Municipal Building on Thursday, August 17, 1939, at 11:00 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. M. Bartholomew, Simon Gillis, Mayor Miller, and Councilman Wolf; absent, Councilman Chas. F. Alford.

The reading of the Minutes was dispensed with.

In accordance with published notice thereof, the Mayor announced the public hearing open on the proposal of the City Council to amend the Zoning Ordinance in the following particulars:

To amend the USE designation of the following described property so as to change same from "A" Residence District to "C" Commercial District: Lot 51, College Court Addition, located at the southeast corner of San Jacinto Boulevard and Elmwood Place.

To amend the USE designation of the following described property so as to change same from "B" Residence District to "C" Commercial District: Lot 60, College Court Addition, located at the northeast corner of San Jacinto Boulevard and Park Place.

A large group of property owners in the College Court Addition were present and protested the proposed change on the grounds that it would ruin the residential value of their property and was in violation of the deed restrictions in this Addition. Mrs. Leslie Colwell, property owner, submitted a petition signed by a large number of property owners protesting the change, which was received and filed. Jack Sparks, Attorney for opponents, also pleaded for a denial of the change.

William H. Bright, Agent for proponents, then asked that, in lieu of a vote on the matter by the City Council, he be allowed to withdraw his application. The request was granted and the application was withdrawn. The Mayor then announced that the matter was no longer before the meeting.

Mr. Marion Fowler appeared before the Council and asked that the City have the silt cleared from the mouth of Bee Creek in order that same may be more accessible to boats. The matter was referred to the City Manager and the City Engineer for investigation, and if it is found that the work can be done without expense to the City, to have same done.

Jay Brown, Attorney for Yarbrough Construction Company, came before the Council and asked that the City agree to arbitrate the matter should the claim of his client for additional compensation for work done under his contract on the Incinerator, PWA Docket 1852-F, be denied. He was asked to file his claim with the City Manager in order that same may be given due consideration.

Fred Fields, Colored, came before the Council and asked that the zoning of his property at 2009 East Tenth Street be changed from "B" Residence District to "C" Commercial District. The matter was referred to the Board of Adjustment for consideration and report, and a public hearing on same was called for Thursday, September 7, at 11:00 A. M.

Councilman Wolf introduced the following resolution:

WHEREAS, The Renfro Drug Company, Inc., acting by and through Joe L. Tucker, lessee from Grover Weldon Seiders, owner of Lot 7, Block 10, of Fruth Addition, a subdivision within the City of Austin, Travis County, Texas, which property abuts the east side of Guadalupe Street at a location north of West 30th Street, and being

locally known as 3025 Guadalupe Street, has made application to the City Council of the City of Austin for permission to construct a commercial driveway across the east sidewalk area of Guadalupe Street at the above described location as shown upon the plan hereto attached marked 2-C-820, which plan is hereby made a part of said request; and

WHEREAS, The City Council of the City of Austin has favorably considered the granting of said request; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Renfro Drug Company, Inc., acting by and through Joe L. Tucker, lessee from Grover Weldon Seiders, owner of Lot 7, Block 10, of Fruth Addition, a subdivision within the City of Austin, Travis County, Texas, which property abuts the east side of Guadalupe Street at a location north of West 30th Street, and being locally known as 3025 Guadalupe Street, is hereby permitted to construct a commercial driveway across the east sidewalk area of Guadalupe Street, subject to the construction of concrete ramps, curbs, driveways, sidewalks, and expansion joints as shown upon the plan marked 2-C-820, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the direction and supervision of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The Mayor laid before the Council, for its third reading, the following ordinance:

AN ORDINANCE AMENDING IN THE CERTAIN PARTICULARS HEREINAFTER STATED AN ORDINANCE ENTITLED, "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES; AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT, AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY. "

The ordinance was read the third time and Councilman Bartholomew moved that the ordinance be finally passed. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The Mayor laid before the Council, for its third reading, the following ordinance:

AN ORDINANCE AMENDING IN CERTAIN PARTICULARS HEREINAFTER SET OUT THAT CERTAIN ORDINANCE ENTITLED, "AN ORDINANCE TO PROVIDE FOR LICENSING AND REGULATING PERSONS WHO ENGAGE IN BUYING AND/OR SELLING FISH, OYSTERS, SHRIMP, LOBSTERS, CRABS, TURTLES, TERRAPINS AND CLAMS AT WHOLESALE AND RETAIL WITHIN THE CITY OF AUSTIN, DEFINING TERMS, AND FIXING PENALTIES," WHICH SAID ORDINANCE WAS PASSED BY THE CITY COUNCIL OCTOBER 26, 1933, AND IS RECORDED IN BOOK "J", PAGES 564-567, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, AND DECLARING AN EMERGENCY.

The ordinance was read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion was seconded by Councilman Gillis, and the same prevailed

by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The Mayor announced that the ordinance had been finally passed.

The Mayor introduced the following ordinance:

AN ORDINANCE AMENDING IN THE CERTAIN PARTICULARS HEREINAFTER STATED AN ORDINANCE ENTITLED, "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES; THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES; AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT, AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY. "

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew and Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The ordinance was read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Bartholomew, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The ordinance was read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The Mayor announced that the ordinance had been finally passed.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AMENDING IN THE CERTAIN PARTICULARS HEREINAFTER STATED AN ORDINANCE ENTITLED, "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES; AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY. "

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be read the second time. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford

absent.

The ordinance was read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The ordinance was read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The Mayor announced that the ordinance had been finally passed.

Councilman Gillis introduced the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole lines in the following streets:

(1) A telephone pole line in WAYNE STREET from Margrave Street easterly one-half block, the centerline of which pole line shall be 8½ feet north of and parallel to the south line of said Wayne Street.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager, and in accordance with the ordinances and regulations of the City of Austin governing such construction.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Councilman Bartholomew introduced the following resolution:

WHEREAS, R. G. Mueller, owner of Lot 3, Block 35, of Sweetman's Addition, a subdivision within the City of Austin, Travis County, Texas, which property abuts the west side of South Congress Avenue at a location south of West Mary Street, has made application to the City Council of the City of Austin for permission to construct a commercial driveway across the west sidewalk area of said South Congress Avenue at the above described location, as shown upon the plan hereto attached marked 2-C-819, which plan is hereby made a part of said request; and

WHEREAS, the City Council of the City of Austin has favorably considered the granting of said request; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT R. G. Mueller, owner of Lot 3, Block 35, of Sweetman's Addition, a subdivision within the City of Austin, Travis County, Texas, which property abuts the west side of South Congress Avenue at a location south of West Mary Street, is hereby permitted to construct a commercial driveway across the west sidewalk area of South Congress Avenue, subject to the construction of concrete ramps, curbs, driveways, sidewalks, and expansion joints as shown upon the plan marked 2-C-819, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp and driveway construction done within the City streets shall be done by

a bonded sidewalk contractor under the direction and supervision of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Councilman Gillis introduced the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in MARTIN AVENUE from East 51st Street northerly 62 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east line of said Martin Avenue.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(2) A gas main in EAST 51ST STREET from Martin Avenue to Eilers Avenue, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north line of said East 51st Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(3) A gas main in COLORADO COURTS across Kenwood Avenue intersection, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north line of said Colorado Courts.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(4) A gas main in WEST MONROE STREET from a point 38 feet south of South Second Street east 88 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north line of said West Monroe Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(5) A gas main in HARMON AVENUE from Concordia Avenue northerly 266 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east line of said Harmon Avenue.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under

all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Councilman Wolf introduced the following resolution and moved its adoption. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The resolution is as follows:

WHEREAS, Guiton Morgan, City Manager, in general charge of Public Works Administration Projects, and G. S. Moore, in direct charge of Docket Texas 1847-2-F, being the project for the construction of Water Works Improvements, have reported that the contract for the construction and installation of bronze plates has been completed by J. F. Johnson, General Contractor, in accordance with the plans and specifications, and in compliance with the rules and regulations of the Administration of Public Works, and in an acceptable manner to the P.W.A. Inspector, and have recommended to the City Council the acceptance of the contract and the payment of the final estimate due thereon; and

WHEREAS, the City Council has inspected said contract and the works thereunder and is of the opinion that the same should be finally accepted; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT said contract and the works thereunder is hereby accepted and the City Manager be and is hereby authorized and directed to approve the final estimate and to issue warrants in payment thereof, and that he be further authorized and directed to release the contractor from any further liability in connection with said work and to authorize cancellation of the bond guaranteeing the successful completion of the contract.

" Austin, Texas
August 16, 1939

Docket Texas 1847-2-F
Bronze Plates
Austin, Texas

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

A final inspection on bronze plates for the Service Station was made August 12, 1939, by P.W.A. Resident Engineer Inspector, J. V. Curnutte, and the undersigned, and this and previous inspections showed that all of the work covered by the contract has been completed in accordance with the plans and specifications and to the satisfaction of the P.W.A. Engineers. This contract is held by J. F. Johnson.

I recommend that the work be accepted and that the final estimate be paid thereon.

There were no non-compliances on this contract.

Respectfully submitted,

(Signed) G. S. Moore
Supervising
Engineer. "

Councilman Wolf introduced the following resolution and moved its adoption. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The resolution is as follows:

WHEREAS, Guiton Morgan, City Manager, in general charge of Public Works Administration Projects, and G. S. Moore, in direct charge of Docket Texas 2072-F, being the project for the construction of Storm Sewers and Bridges, have reported that the contract for the construction and installation of bronze plates has been completed by J. F. Johnson, General Contractor, in accordance with the plans and specifications, and in compliance with the rules and regulations of the Administration of Public Works and in an acceptable manner to the P.W.A. Inspector, and have recommended to the City Council the acceptance of the contract and the payment of the final estimate due thereon; and

WHEREAS, the City Council has inspected said contract and the works thereunder and is of the opinion that the same should be finally accepted; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT said contract and the works thereunder is hereby accepted and the City Manager be and is hereby authorized and directed to approve the final estimate and to issue warrants in payment thereof, and that he be further authorized and directed to release the contractor from any further liability in connection with said work and to authorize cancellation of the bond guaranteeing the successful completion of the contract.

Austin, Texas
August 16, 1939

Docket Texas 2072-F-5
Bronze Plates
Austin, Texas

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

A final inspection on bronze plates for bridges was made August 12, 1939, by P.W.A. Resident Engineer Inspector, J. V. Curnutte, and the undersigned, and this and previous inspections showed that all of the work covered by the contract has been completed in accordance with plans and specifications and to the satisfaction of the P.W.A. Engineers. This contract is held by J. F. Johnson.

I recommend that the work be accepted and that the final estimate be paid thereon.

There were no non-compliances on this contract.

Respectfully submitted,

(Signed) G. S. Moore
Supervising
Engineer.

Councilman Bartholomew moved that the following resolution of the School Board be approved and that the City Manager be authorized to comply with the request therein contained:

(RESOLUTION)

WHEREAS, the work under PWA Docket TEX-2134-F has progressed to the point where it is possible, and necessary, to re-budget the funds in order that each phase of the School Construction Program shall properly represent the expenditures necessary; and

WHEREAS, the office of the Supervising Architect has prepared a Project Change Order Request on PWA Form R.D.F.5, Form No. 20, which has been studied at this meeting by the Board of Trustees and found to be a correct allocation of funds as of this date;

NOW, THEREFORE, BE IT RESOLVED: That the City Manager be requested to sign the

Project Change Order Request, being Owner's No. "Proj.9-100," copy of which is attached hereto and made a part of this resolution.

I hereby certify that the foregoing resolution was introduced and unanimously adopted at the meeting of the Board of Trustees of the Austin Ind. School District, held on August 14, 1939, at which a quorum was present and voted.

(SEAL)

(Signed) Cousins Gregg
Secretary to
Superintendent
of Public Schools,
Austin, Texas.

The motion was seconded by Councilman Wolf, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Councilman Wolf introduced the following resolution and moved its adoption. The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The Mayor announced that the resolution had been finally passed.

The resolution is as follows:

WHEREAS, The Board of Trustees of the Austin Ind. School District, by resolution, adopted on August 14, 1939, copy of which is attached hereto and made a part hereof, report the final satisfactory completion of the work by Spiller-Miller under Contract No. 18, Docket TEX-2134-F, and recommend final acceptance of said contract; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, ACTING FOR THE AUSTIN IND. SCHOOL DISTRICT:

THAT final acceptance be and the same is hereby made, subject to approval of the Public Works Administration, of Contract No. 18 by Spiller-Miller, covering Mechanical Work in Twelve Boiler Houses, for the Austin School System under Docket TEX-2134-F; and the City Manager is hereby authorized and instructed to execute any necessary closing papers in connection with this final acceptance.

(RESOLUTION SCHOOL BOARD)

WHEREAS, The Supervising Architect's Office reports that final inspection has been made of the work of Spiller-Miller, under Contract No. 18, Docket TEX-2134-F, for Mechanical Work for Twelve Boiler Houses, said inspection having been made by Mr. L. D. Royer and by representatives of the Supervising Architect's Office, the School Board, and the Public Works Administration; and

WHEREAS, The Supervising Architect further advises that this final inspection showed that the work under that contract had been satisfactorily completed according to the plans and specifications, as modified by change orders, and that they recommend final acceptance;

NOW, THEREFORE, BE IT RESOLVED By the Board of Trustees of the Austin Ind. School District that the final acceptance of Contract No. 18 and waiving of penalties for over-run of time from July 15 to August 14, 1939, be made, the School Board having suffered no damages through such delay, and that a copy of this resolution be sent to the City Council of the City of Austin, with the request that said Council, acting for the Austin Ind. School District, ratify the above action.

I hereby certify that the foregoing resolution was introduced and unanimously adopted at the meeting of the Board of Trustees of the Austin Ind. School District, held on August 14, 1939, at which a quorum was present and voted.

(Signed) Cousins Gregg
Secretary to
Superintendent
of Public Schools,
Austin, Texas.

(Seal)

"Austin, Texas
August 14, 1939

Mr. E. A. Murchison, President
Board of Trustees
Austin Ind. School District
Austin, Texas

Dear Sir:

Re: Docket TEX-2134-F - Schools, Austin, Texas
Contract No. 18.

We wish to report that the work of Spiller-Miller under Contract No. 18, covering Mechanical Work for 12 Boiler Houses, has been satisfactorily completed according to plans, specifications and change orders.

On August 9, inspection of the work on these 12 Boiler Houses was made jointly by the following: Mr. H. B. Iglehart, representing the School Board; Mr. L. D. Royer, Mechanical Engineer; Mr. A. G. Gannaway, of the Supervising's Architect's Office; and Mr. Lamont Andrews and Mr. J. V. Curnutte, both representing the Resident Engineer Inspector of the Public Works Administration, and by Mr. Miller, of Spiller-Miller, Contractor.

It was found that the work had been completed, but that some minor items were still to be installed and some other items required some adjustments. A complete list of those items was prepared by Mr. L. C. Royer and forwarded to the Contractor with the request that the corrections and adjustments be made at once.

This afternoon, August 14, a final inspection was made by Mr. Lamont Andrews, Mr. J. V. Curnutte, Mr. H. B. Iglehart, Mr. A. G. Gannaway, and Mr. Miller, and it was found that the items listed, as of the August 9 inspection, had all been satisfactorily completed, and that the contract was now ready for final acceptance.

Based on this final inspection, it is our recommendation that Contract No. 18 of Spiller-Miller be accepted by the Owner as having been finally and satisfactorily completed according to the plans, specifications and change orders.

It will, of course, not be possible for a test to be made of this heating equipment since the fuel in most instances is not now available, and since the work within the buildings which these Boiler Houses serve has not been completed. Spiller-Miller has furnished us with a written statement, advising that when fuel is available and the school buildings proper have been completed, they will make the necessary test runs, and will make any adjustments of their work which those test runs might indicate, in our opinion, to be necessary.

Yours very truly,

(Signed) Giesecke & Harris
Supervising Architects. "

Councilman Wolf introduced the following resolution:

WHEREAS, E. P. Thomas, representing the Enfield Development Company, has made a request that the name of Newt's Path, a street in Tarry-Town No. 5, be changed to Winsted Lane; and

WHEREAS, Winsted Lane continues on both sides of that portion of the street heretofore known as Newt's Path; and

WHEREAS, no houses are now built on Newt's Path; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT that part of Winsted Lane heretofore known as Newt's Path be changed and the entire street hereafter be known as WINSTED LANE.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

It was moved by Councilman Wolf that Robert Edgar Ford, 214 Congress Avenue, be granted a taxicab driver's permit, in accordance with the recommendation of the

City Manager. The motion prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The written application of Grant Chapel A. M. E. Church for a change in zoning to "C" Commercial District of Lot K, Block 13, Patterson Subdivision, located at the northwest corner of the intersection of New York Avenue and Chicon Street, was received. The matter was referred to the Board of Adjustment for consideration and report, and a public hearing on same was called for Thursday, September 9, at 11:00 A. M.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of O. S. Larson for the years 1936 and 1937 on Lot 5, Block 6, Outlots 41, 42, 53, Division "O", Riverview Addition, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$52.80; and for non-payment of same at maturity penalty in the sum of \$2.64 has been assessed, and interest in the sum of \$5.54, making the total amount of taxes, penalty and interest \$60.98; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$2.64 and one-half the interest in the sum of \$2.77; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$2.64 and one-half the interest in the sum of \$2.77 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and one-half the interest off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the remainder of said interest.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

WHEREAS, City of Austin taxes have been assessed in the name of Henry E. Hurst for the years 1934 through 1937 on Lots 7 and 8, Block 7, Walsh Addition, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$150.53, and for non-payment of same at maturity penalty in the sum of \$7.52 has been assessed, and interest in the sum of \$24.72, making the total amount of taxes, penalty and interest, \$182.77; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$7.52 and one-half the interest in the sum of \$12.36; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$7.52 and one-half the interest in the sum of \$12.36 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and one-half the interest off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the remainder of said interest.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Virginia Henson for the years 1934, 1935 and 1937 on Lot 10, Resubdivision of Original Lots 10 and 11, in Outlot 55, Division "B", in the City of Austin, Travis County, Texas, said taxes being for the sum of \$72.46, and for non-payment of same at maturity penalty in the

sum of \$3.63 has been assessed, and interest in the sum of \$12.62, making the total amount of taxes, penalty and interest \$86.71; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$3.63 and one-half the interest in the sum of \$6.30; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$3.63 and one-half the interest in the sum of \$6.30 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and one-half the interest off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the remainder of said interest.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of H. B. Houston for the years 1936 and 1937 on Lot 3, Block 2, Outlot 45, Division B, Johns Addition, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$47.30, and for non-payment of same at maturity penalty in the sum of \$2.36 has been assessed, and interest in the sum of \$4.96, making the total amount of taxes, penalty and interest \$54.62; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$2.36 and one-half the interest in the sum of \$2.47; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$2.36 and one-half the interest in the sum of \$2.47 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and one-half the interest off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the remainder of said interest.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Lee Lawsha for the years 1936 and 1937 on the west 49 feet of Lot 31, Outlot 41, Division B, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$26.62; and for non-payment of same at maturity penalty in the sum of \$1.47 has been assessed, and interest in the sum of \$2.95, making the total amount of taxes, penalty and interest \$31.04; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$1.47, and one-half the interest in the sum of \$1.47; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$1.47 and one-half the interest in the sum of \$1.47 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and one-half the interest off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the remainder of said interest.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew,

Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Mrs. Rosa C. Navarro for the years 1934, 1935, and 1936 on Lot 12, Block 1-B, Swisher Addition, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$58.82; and for non-payment of same at maturity penalty in the sum of \$2.94 has been assessed, and interest in the sum of \$11.45, making the total amount of taxes, penalty and interest \$73.21; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$2.94, and one-half the interest in the sum of \$5.72; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$2.94 and one-half of the interest in the sum of \$5.72 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and one-half the interest off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the remainder of said interest.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Albert Truitt for the years 1936 and 1937 on Lot 6, Block B-2, Outlot 62, Division "B", in the City of Austin, Travis County, Texas, said taxes being for the sum of \$26.62; and for non-payment of same at maturity penalty in the sum of \$1.34 has been assessed, and interest in the sum of \$2.80, making the total amount of taxes, penalty and interest \$30.76; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$1.34 and one-half the interest in the sum of \$1.40; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$1.34 and one-half of the interest in the sum of \$1.40 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and one-half the interest off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the remainder of said interest.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Maurice Seidel for the year 1937 on Lots 5 and 6 (d) Block 7, Outlot 45, Division B, Johns & Hofheinz, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$17.05; and for non-payment of same at maturity penalty in the sum of \$.85 has been assessed, and interest in the sum of \$1.20, making the total amount of taxes, penalty and interest \$19.10; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$.85 and one-half the interest in the sum of \$.56; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$.85 and one-half the interest in the sum of \$.56 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and one-half the interest off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and the remainder of said interest.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Hattie C. Clark for the years 1935, 1936, and 1937, inclusive, on Lot 6, Block 20, Outlots 9, 11 and 62, Division B, Grandview, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$34.71; and for non-payment of same at maturity penalty in the sum of \$1.73 has been assessed, and interest in the sum of \$6.41, making the total amount of taxes, penalty and interest \$42.85; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$1.73, and one-half the interest in the sum of \$3.21; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$1.73, and one-half of the interest in the sum of \$3.21, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$1.73 and one-half the interest in the sum of \$3.21 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes, and the remainder of said interest in the sum of \$3.21.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Chas. J. Aust for the years 1934 through 1937, inclusive, on the north half of Lots 1 and 2, Harper's Addition, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$138.77; and for non-payment of same at maturity penalty in the sum of \$6.93 has been assessed, and interest in the sum of \$23.82, making the total amount of taxes, penalty and interest \$169.52; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$6.93 and one-half the interest in the sum of \$11.91; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$6.93 and one-half of the interest in the sum of \$11.91 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$6.93 and one-half the interest in the sum of \$11.91 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes, and the remainder of said interest in the sum of \$11.91.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of H. A. Albert for the year 1937 on Lot 15, Block 6, Outlot 1 to N $\frac{1}{4}$, Division "2", Shelley Heights, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$34.54; and for non-payment of same at maturity penalty in the sum of \$1.73 has been assessed, and interest in the sum of \$2.59, making the total amount of taxes, penalty and interest \$38.86; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$1.73 and one-half of the interest in the sum of \$1.30; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$1.73 and one-half of the interest in the sum of \$1.30 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$1.73 and one-half of the interest in the sum of \$1.30 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half the interest, as aforesaid.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Gus Atwood (Lula Blackwell) for the years 1935, 1936, and 1937 on Lot 14, Block 19, Outlots 8, 9, 10, 62, Division "B", Grandview Addition, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$34.38; and for non-payment of same at maturity penalty in the sum of \$1.72 has been assessed, and interest in the sum of \$4.63, making the total amount of taxes, penalty and interest \$40.73; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty of \$1.72 and one-half of the interest amounting to \$2.31; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$1.72 and one-half the interest amounting to \$2.31, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty of \$1.72 and one-half the interest amounting to \$2.31 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half the interest, which, less payment on deposit of \$5.00, leaves a balance due of \$31.70.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Ed Schutze for the years 1934, 1935, and 1936 on 63' x 132' W. W. corner of Lot 6, Outlot 66, Division "E", unplatted, Plat 3, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$108.22; and for non-payment of same at maturity penalty in the sum of \$5.41 has been assessed, and interest in the sum of \$20.82, making the total amount of taxes, penalty and interest \$134.45; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$5.41, and one-half the interest in the sum of \$10.41; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$5.41 and one-half the interest in the sum of \$10.41 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty of \$5.41 and one-half the interest amounting to \$10.41 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half the interest, as aforesaid.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Itasca Franklin for the years 1936 and 1937 on Lot A of Original M, Outlot 59, Division "B", in the City of Austin, Travis County, Texas, said taxes being for the sum of \$31.68; and for non-payment of same at maturity penalty in the sum of \$1.58 has been assessed and interest in the sum of \$3.33, making the total amount of taxes, penalty and interest \$36.59; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$1.58, and one-half the interest in the sum of \$1.66; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$1.58 and one-half of the interest in the sum of \$1.66, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$1.58 and one-half the interest in the sum of \$1.66 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half the interest, which, less payment on deposit of \$15.00, leaves a balance due of \$18.35.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Wm. S. Earl for the years 1934-1937, inclusive, on Lot 4, Block 2, College Heights Annex, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$57.42; and for non-payment of same at maturity penalty in the sum of \$2.88 has been assessed, and interest in the sum of \$9.44, making the total amount of taxes, penalty and interest \$69.74; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$2.88, and one-half of the interest in the sum of \$4.71; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$2.88, and one-half of the interest in the sum of \$4.71, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$2.88 and one-half the interest in the sum of \$4.71 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and remaining half of the interest, which, less payment on deposit of \$6.00, leaves a balance due of \$56.15.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Frank Dryden for the year 1936 on Lot 1, Block 6, Outlot 41, 42, 53, Division "O", Riverside, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$46.62, and for non-payment of same at maturity penalty in the sum of \$2.43 has been assessed, and interest in the sum of \$6.27, making the total amount of taxes, penalty and interest \$57.32; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$2.43 and one-half the interest in the sum of \$2.99; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$2.43, and one-half of the interest in the sum of \$2.99, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$2.43 and one-half the interest in the sum of \$2.99 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half the interest, as aforesaid, which, less payment of \$20.00 on deposit, leaves a balance of \$31.90 due the City.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Annie E. Berry for the year 1937 on Lot 17, Outlot 53, Division "D", in the City of Austin, Travis County, Texas, said taxes being for the sum of \$155.64; and for non-payment of same at maturity penalty in the sum of \$7.78 has been assessed, and interest in the sum of \$10.90, making the total amount of taxes, penalty and interest \$174.32; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$7.78, and one-half the interest in the sum of \$5.06; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$7.78, and one-half of the interest in the sum of \$5.06, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$7.78 and one-half the interest in the sum of \$5.06 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half the interest, as aforesaid.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of J. B. Moore Estate for the years 1933-1938, inclusive, on 65' x 138', Outlot 21, Division "E", Plat 1, in the City of Austin, Travis County, Texas, and on personal property, said taxes being for the sum of \$757.61; and for non-payment of same at maturity penalty in the sum of \$37.88 has been assessed, and interest in the sum of \$129.94, making the total amount of taxes, penalty and interest \$925.43; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty of \$37.88 and one-half the interest amounting to \$64.97; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the aforesaid penalty in the sum of \$37.88 and one-half of the interest in the sum of \$64.97, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty of \$37.88 and one-half the interest amounting to \$64.97 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half the interest, as aforesaid, if paid by November 1, 1939.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Upon motion, seconded and carried, the meeting was recessed at 12:15 P. M., subject to call of the Mayor.

Approved:

Tom Miller.
Mayor

Attest:

Harris Mc Keller
City Clerk

SPECIAL MEETING OF THE CITY COUNCIL:

Austin, Texas, August 18, 1939.

On this, the 18th day of August, 1939, the City Council of the City of Austin, Texas, convened in special session at the regular meeting place thereof in Austin, Texas, with the following members present, to wit: Tom Miller, Mayor, Oswald G. Wolf, Councilman, C. M. Bartholomew, Councilman, and Simon Gillis, Councilman; and the following being absent: C. F. Alford, Councilman, constituting a quorum, and, among other business transacted, the following resolution was adopted:

WHEREAS, the City Council deems it advisable and necessary to borrow money for the purpose of the improvement, enlargement, betterment, extension and repair of the light and power works and system of the City of Austin and to issue revenue notes, as authorized by Article XXI of the Charter of the City of Austin, and to provide for interest and sinking fund out of the receipts, revenues and income derived from the operation of the water, light and power works and system of said City sufficient to pay said notes at maturity; and

WHEREAS, it is proper and necessary that the City give notice of its intention to issue such interest bearing revenue notes; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS:

THAT the Mayor be, and he is hereby, authorized, ordered and instructed to do all things necessary and/or convenient to have published the notice required by Chapter 163,